

**TOWN OF KENDALL
PLANNING BOARD
MEETING MINUTES**

Tuesday, August 24, 2021 at 7:00 p.m.

ATTENDANCE:	Chairwoman Patty Pfister	- present
	Jeff Conte	- present
	Phil D'Agostino	- present
	Steve Catone	- absent

Also present: Jim and Janice Cali, 238 Danielle Lane, Hamlin, NY, 14464 (Development at The Cottages at Troutburg), Brian Harper, NextEra Energy Resources, LLC., DG New York CS, Chris Georgiadis, 700 Universe Blvd. A1A/JB, Juno Beach, FL., Lina Saldarriaga, 700 Universe Blvd. A1A/JB, Juno Beach , FL., Robert Furness, 1775 W. Kendall Rd., Michael Furness, 1879 Peter Smith Rd., Supervisor Cammarata, Town Board Liaison Newell, Code Enforcement Office Hennekey and Recording Secretary Bakutis.

Chairwoman Pfister called the meeting to order at 7:04 p.m.

Mr. James Cali approached before the board, stated his name and address. He proceeded to explain to the board his reason for attending tonight's meeting. He had with him a revised address plan provided by the developer, saying in the current United States data base their street is listed with the spelling of a man's name, not Danielle the women's name. The building permit, certificate of occupancy and their deed when they purchased the property list 238 Danielle Lane, list the spelling of the women's name. At some point of time there was change to the names of some of the streets within the Cottage at Troutburg. So, what he is showing the board is a brand new address map and according to the postmaster in Hamlin said, in order to change the U.S. Post Office data base a formal approval of the address needs to be done by the government body. He and his wife attended the last Town Board meeting and presented the plan and they suggested they come before the Planning Board for their review and potentially review this address plan which shows all the correct street names within the Cottages of Troutburg. The map identifies each lot with the appropriate street address. CEO Hennekey had a chance to review the map at the last Town Board meeting. CEO Hennekey explained to the board he had requested something updated from Troutburg because the lots that were initially proposed some of them could not be used and some of the lot numbers had been changed. He was not aware of this street , so he guesses this comes in conjunction with that, this clears up the mess they have down there as far as rearranging the lots. It has been to Emergency Management; they do not have any problems with the reconfiguration of the street numbers. He does not have anything in writing yet but says its forthcoming. Mr. Cali stated this is a very important issue, recently a neighbor had a medical condition and required hospitalization and the husband was concerned if he called 911 the ambulance may not find

them, the neighbor took it upon himself to take his wife to the hospital in Brockport for treatment and then she was transferred to Strong Hospital in Rochester. He proceeded to tell the board they have had a lot of deliveries that are unable to locate them, had address corrections on mail that has been delayed for weeks in order to find them and then it gets rejected due to the spelling of street, it's a real problem since they moved there a year ago, last August. They are asking the board to formally approve this brand new address plan for the Cottages of Troutburg Development. The address plan, building permit and C of O and all legal documents to purchase the property all have the address spelled with the woman's name Danielle Lane. Phil D'Agostino made a motion to accept and approve the name change, seconded by Jeff Conte. All in favor.

SOLAR APPLICATION REVIEW:

Chairwoman has not had a chance to read the email that came in at 5 p.m. from the town's engineer but says Brian has read it. The board also received a letter from the Kendall Fire Department regarding how they plan on fighting any fires at the solar site; it includes Emergency Management responses. CEO Hennekey stated the letter shows that the Kendall Fire Department followed recommendations from Emergency Management. Brian and Jeff are surprised of the contents of the letter due to the fact the contents are opposite of what was discussed previously during their phone conversation with the fire department and CEO Hennekey. Items still in place are personal gates, road support of 70,000 lbs., etc. (No. 1, 2, 3, 4, 5, 6 and 8). Number 7, regarding a culvert/bridge, wasn't even discussed during the phone conversation per Brian and Jeff. Brian told the board they do not plan on having a bridge on site and they do not plan on having the number of gates the fire department is suggesting in the letter dated August 22, 2021. CEO Hennekey mentioned turn outs, Brian said vehicles can pass another vehicle in a twenty-foot area. Hammerhead is so vehicles can pass another vehicle. Code is bound by N.Y.S. Fire Code and Law. This board has the final say and code has final approval. The road width is 20-feet throughout the site. Brian is asking for a pull-off plus additional room at the Center Rd. site. Regarding hammerheads, CEO Hennekey will have to review. CEO Hennekey needs to review the Town of Kendall Code and fire management for Center Rd.

Furness Purchase: Proposed Law – 274' updated to 43', S of wetland, more than needed for code. The 274' lot size is fine with Mr. Furness. He was advised by the town lawyer to have it contingent on the decision of the board for sale to go forward. Mr. Furness would like it writing. Another concern is the drainage ditch. Brian pointed out on site plans were the 12' culverts are for drainage; he says Furness' are concerned about pervious, 3 culverts are needed with the 274'. Town Board Liaison mentioned they are still missing the SWPP. Subcontractor does not match on documents. Buffer for neighbors from road. Brian said they added more screening to the buffer (site plans, pg. C200) for W. Kendall project screening was moved up to the north and added two more buffers, neighbors from the north asked for screening. Board accepted vegetation and screening proposed. Issues with fire code still need to be addressed. New operations document needs to be submitted to this board. Brian said they will take care of snow removal and will provide frequency of checkups, usually done annually if the schedule needs to be different from what they normally do he said they will abide.

CONDITIONS STILL PENDING FOR THE W. KENDALL RD. AND CENTER RD. PROJECTS:

- Fire emergency management approval for Center Rd.
- Final operations and management document.
- Furness agreement and subdivision of land. Agreement between DG New York CS LLC. and Furness' (part of contingency) W. Kendall Rd.
- Zoning Board's decision regarding Impervious road.

REVIEWED SEQR-BULLET POINTS FOR THE CENTER RD AND W. KENDALL RD. SITES:

Part 1 – Center Rd.

Part 2 – Center Rd. needs to be signed by the Planning Board.

Part 3 – W. Kendall Rd. (No Impacts).

Center Rd. (No Impacts).

The Town of Kendall Planning Board is ready to accept the SEQR with a negative declaration for the W. Kendall Rd. and Center Rd. Solar Projects. Phil D'Agostino made a motion to accept, seconded by Jeff Conte. All in favor.

APPROVAL OF MINUTES:

No quorum, the minutes from the June 29th and July 27th meetings were not reviewed due to there not being a quorum. They will be reviewed at the next regular scheduled meeting.

ADJOURNMENT:

Jeff Conte made a motion to adjourn, seconded by Patty Pfister. Meeting adjourned at 9:42 p.m.

NEXT MEETING:

The September regular scheduled meeting is rescheduled for Monday, September 27, 2021 at 7:00 p.m.

Respectfully Submitted,

Tammy Bakutis
Recording Secretary